

2. (currently amended) An article of clothing, comprising an integrally formed clothing item having a self-heat system throughout all parts of said integrally formed clothing item [that] wherein said self-heat system provides a rise in temperature [of] throughout all parts of said article of clothing when exposed to oxygen, no parts of said article of clothing being removable therefrom and re-attachable thereto.

3. (original) An article of clothing as set forth in claim 1, wherein said self-heat system includes chemical materials in combination which when exposed to air create a chemical reaction that includes a rise in temperature.

4. (original) An article of clothing as set forth in claim 3, wherein said materials include iron, charcoal, sodium chloride and water.

5. (original) An article of clothing as set forth in claim 1, wherein said article of clothing includes one or more portions in which the material of which said article of clothing is made including said self-heat system thereof completely surrounds one or more body parts such as an arm, a leg, the person's chest, the top portion of a person's head, and other respective portions of a person's body, with a continuously joined wall of such material, whereby the only way such article of clothing can be removed is by withdrawing the surrounded body part out from said continually joined wall of such material, whereby said article of clothing having said self-heat system cannot inadvertently fall away from such body portion it is intended to keep warm.

6. (Canceled) A blanket having a self-heat system that provides a rise in temperature of said blanket when exposed to the air.

7. (canceled) A blanket as set forth in claim 6, wherein said self-heat system includes chemical materials in combination which when exposed to air create a chemical reaction that includes a rise in temperature.

8. (Canceled) A blanket as set forth in claim 7, wherein said materials include iron, charcoal, sodium chloride and water.

#### Remarks

Restriction to one invention was required , and applicant elected the invention set forth in claims 1 – 5. This election is affirmed. Claims 6 – 8 have been cancelled from this application without prejudice to refiling in a separate new patent application. Claims 1 and 2 have been amended. Claim 3 depends from claim 1 as amended, claim 4 depends from claim 3 and thus includes the amendment to claim 1, claim 5 depends from claim 1 as amended. Claims 1 – 5 remain in the case.

Claims 1 – 5 were rejected under 35 U.S.C. 102(b) as being anticipated by the U. K application of Mac Taggart. The Mac Taggart patent application in the U. K. discloses a trouser garment in Fig. 3, but on page 7, lines 11 – 15, “the trouser garment 111 includes pockets (not shown) to contain one or more sachets of crystals, as described above, and intended to react with oxygen to generate heat.”

The Mac Taggart patent also discloses an anorak garment 151 in Fig. 4 for covering the chest and head, but on page 8, lines 20 – 25 states, “As with the trouser garment 111 the anorak garment 151 will include pockets (not shown) for containing sachets of heat generating crystals . . . .”

Thus the Mac Taggart articles of clothing themselves do not comprise a self-heat system throughout all of the clothing article itself, but pockets in which heat generating materials may be inserted. Claim 1 has been amended to recite that the integrally formed clothing item has the self-heat system incorporated therein and throughout the clothing item itself without the need for pockets in which heat generating materials can be inserted. Also the amendment to claim 1 recites that no parts of said article of clothing are removable therefrom and re-attachable thereto., so a pocket type garment with heat generating materials insertable into and removable therefrom is specifically excluded. Thus, the Mac Taggart reference appears to be patentably distinguished by the amendments to claim 1, and claim 1 should now be allowable.

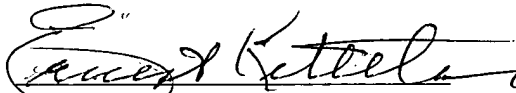
Claim 2 has been similarly amended and should thus be allowable over the Mac Taggart reference for the same reasons.

Claim 3 depends from claim 1 as amended and thus includes the amendments to claim 1. Claim 3 should likewise be allowable if claim 1 as amended is now allowable over the cited reference.

Claim 4 depends from claim 3 so it also includes the amendments to claim 1, so claim 4 should be allowable over the cited reference if claim 1 as amended is now allowable.

Claim 5 depends from claim 1 and should thus be allowable over the cited reference if claim 1 as amended is allowable.

Reconsideration of this application is respectfully requested.

  
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The undersigned attorney certifies that the foregoing document was deposited with the

United States Postal Service on the 27th day of January, 2005, in an envelop addressed to the Commissioner for Patents, P.O. BOX 1450, Alexandria, Virginia 22313-1450

  
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